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In re Application

Shinji Higashide et al

App. No.: 10/708582

Filed: March 12, 2004

Conf. No.: 2581

Title: ENGINE ACCESSORY SUPPORT
ARRANGEMENT

Examiner: A. Dolinar

Art Unit: 3747


Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

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February 12, 2005


Ernest A. Beutler
Reg. No. 19901**REQUEST FOR RECONSIDERATION**

Dear Sir:

The Examiner is most respectfully requested to reconsider the rejection of claims 1 and 2 upon the newly cited reference to Kobayashi, for the reasons asset out below in the Remarks.

REMARKS

The indication of allowability of claims 3-5, subject to their being rewritten in independent form is noted with appreciation. These claims have not been rewritten as it is believed that the Examiner's rejection of claims 1 and 2 should be withdrawn.

The Examiner has rejected claims 1 and 2 under 35 USC 102(b) on the newly cited Kobayashi reference and has pointed out why he believes they read on the reference. However it is most respectfully submitted that he has misread the claims and particularly claim 1. This claim, in essence requires the support of the accessory by components disposed on opposite vertical sides of the crankshaft axis. He identifies these components as the oil pan 20 and the component 21, which the reference refers to as the "lower block", which is the equivalent of applicant's bulkhead 16. However like applicant's construction both of these components are disposed on the same side of the crankshaft axis, unlike what is claimed. Therefore unless the Examiner can further explain his position, it is submitted that this rejection should be withdrawn.

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Favorable action is therefore most respectfully requested.

Respectfully submitted:



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